IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2299 OF 2004

IN

FIRST APPEAL NO. 392 OF 1986

The Joint Regional Director
Employees' State Insurance ..Applicant/
Corporation ..Appellant

versus

M/s. Prakash Engineering Works ..Respondents

Mr. H.V. Mehta for the Applicant.
None for the Respondents.

CORAM : D. G. DESHPANDE,J.

DATE : 8TH FEBRUARY,2005

P.C :

1. This Application is taken out for restoration of the appeal, which was dismissed in default on 10.6.2004. Some explanation is given by the Counsel for the applicant - appellant for his absence. However, Memo of appeal shows that most of the times when the matter was called out, he was absent, e.g. on 29.11.2000 and on 27.11.2001 when Appeal was dismissed and restored on 27.11.2002. Again dismissed on 10.6.2004.

2. From the above, it will be clear that the Counsel for the Appellant has been continuously absent and the matter had to be dismissed and then restored. In view of this matter, there is no substance in this application, therefore application is dismissed.

8.2.2005 (D. G. DESHPANDE, J.)